

1 **UNITED STATES DISTRICT COURT**
2 **DISTRICT OF NEVADA**

3 TOMMY LAQUADE STEWART,

4 Petitioner,

5 v.

6 GABRIELA NAJERA, *et al.*,

7 Respondents.

Case No.: 2:21-cv-01490-APG-BNW

ORDER GRANTING
MOTION FOR EXTENSION OF TIME
(ECF NO. 48)

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9 In this habeas corpus action, after a 60-day period, the petitioner, Tommy Laquade
10 Stewart, represented by appointed counsel, was due on August 21, 2023, to file a reply to
11 Respondents' answer (ECF No. 47). (*See* ECF No. 9 (60 days for reply).)

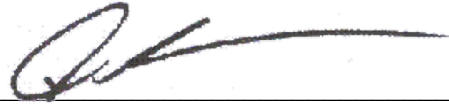
12 On August 21, 2023, Stewart filed a motion for extension of time (ECF No. 48),
13 requesting a 90-day extension—to November 20, 2023—for his reply. Stewart's counsel states
14 that the extension of time is necessary because of her obligations in other cases.

15 I find that Stewart's motion for extension of time is made in good faith and not solely for
16 the purpose of delay, and I find that there is good cause for this extension of time. However, this
17 is a long extension of time for this reply. The scheduling order (ECF No. 9) allows 60 days for a
18 reply. Respondents' answer is only 27 pages and is not unusually complex. Therefore, *I will not*
19 *be inclined to further extend this deadline absent extraordinary circumstances.*

20 I THEREFORE ORDER that Petitioner's Motion for Enlargement of Time (**ECF No. 48**)
21 **is GRANTED.** Petitioner will have until and including November 20, 2023, to file a reply to
22 Respondents' answer.
23

1 I FURTHER ORDER that, pursuant to Federal Rule of Civil Procedure 25(d), Gabriela
2 Najera is substituted for Calvin Johnson as the respondent warden. The Clerk of the Court is
3 directed to update the docket to reflect this change.

4 Dated: August 21, 2023

A handwritten signature in dark ink, appearing to read 'A. Gordon', is written over a horizontal line.

6 ANDREW P. GORDON
7 UNITED STATES DISTRICT JUDGE
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